

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

6

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Sammy Gene Kirk	<i>For U. S.:</i> <i>For Defendant:</i> Waived
CLOSED Removed to the Eastern District of Tennessee	

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed <i>no card</i>	Clerk				
J.S. 3 mailed <i>✓</i>	Marshal				
Violation Postal-armed holdup of employee	Docket fee				
Title 18					
Sec. 2114					

DATE	PROCEEDINGS
3-6-68	Waiver of Removal hearing, filed. b
3-6-68	Report and recommendation of U. S. Commissioner, filed.
3-6-68	Warrant of Removal of defendant to the Eastern District of Tennessee, issued. b

DATE	PROCEEDINGS

UNITED STATES COMMISSIONER
Northern DISTRICT OF Oklahoma.

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE BENJAMIN B. BALLENGER FEDERAL BUILDING, TULSA, OKLAHOMA.
(Name of commissioner) (Address)

COMMISSIONER'S
DOCKET NO. 1 CASE NO. 337
THE UNITED STATES
vs.

SAMMY GENE KIRK (23)

Complaint filed on 2-26-68, 19 by H. O. White
Official title Postal Inspector, charging violation of
United States Code, Title 18, Section 2114, on 2-22-68
19, at Chattanooga, Tenn in the
division of the Eastern district of Tennessee
as follows: rob & put into jeopardy by use of a dang-
erous weapon, the life of Ross C. McDaniel, Contractor,
Ringgold Local Contract Station, U.S. Post Office,
Chattanooga, Tenn., who had lawful charge, control &
custody of property of the U.S. Post Office Dept. to
wit: coin & stamps valued at \$114.43 which had
been rec'd. during postal transactions, These funds
were forceably taken from him during an armed robbery
etc.

WARRANTS OR SUMMONS ISSUED:

Date Feb. 26, 1968 Warrant/Summons for SAMMY GENE KIRK/
to (name and title of officer) To U.S. Marshal or any other authorized officer.
Substance of return Arrested by: O'Neil L. Cobb, U.S.D.M.

Date Warrant/Summons for
to (name and title of officer)
Substance of return

FILED

16,929
MAR 11 1968

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER: Ballenger NOBLE C. HOOD Gearhiser

Date 2-28-68 Arrested by O'Neil L. Cobb, U.S. D.M. { on warrant of District Court.
U.S. Commissioner
without warrant. Chattanooga, Tenn

Appearances { for United States (Name) (Address)
for accused (Name) (Address)

Proceedings taken Above defendant presented on Warrant and Complaint received
from U.S. District Court for the Eastern District of Tennessee. Def't. was

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
advised of charge filed against him, his constitutional rights and right to

if that is the fact; any adjournments taken, etc.
counsel and a removal hearing. De't. Waived Removal hearing and signed Waiver.

Def't. wanted counsel and Bert M. Grigg, Atty. appointed to represent him.

Bond fixed at \$30,000.00 and def't. so advised. Defendant ordered removed
to the Eastern District of Tennessee.

Outcome Held for Court Action.

Bail fixed 2-28-68, 19 Amount, \$ 30,000.00 Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to Custody of U.S. Marshal
on Feb. 28, 1968

SUBPOENAS FOR WITNESSES ISSUED:

....., 19....., for (name of witness).....
at request of (name of party).....
Substance of return.....

....., 19....., for (name of witness).....
at request of (name of party).....
Substance of return.....

....., 19....., for (name of witness).....
at request of (name of party).....
Substance of return.....

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date..... Appearances for

{ United States (Name)
(Address)
Accused (Name)
(Address)

WITNESSES FOR UNITED STATES: (List names and addresses)

WITNESSES FOR ACCUSED: (List names and addresses)

Witness payroll containing..... names certified to United States Marshal for payment....., 19.....
Proceedings taken.....

Outcome.....

Bail fixed....., 19..... Amount, \$..... Bonded....., 19....., by cash
deposited by (name)..... Address.....
transmitted to clerk of district court....., 19.....
[or] by surety (names)..... Address.....
and..... Address.....
who justified by affidavit....., 19..... Committed to.....
on....., 19.....

Certified to be a correct transcript.

Made this 6th day of March, 19 68

Transmitted to Clerk of United States District Court for the Northern
district of Oklahoma, March 6th, 19 68

Benjamin B. Callen

United States Commissioner.